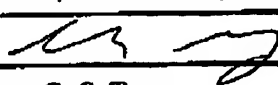
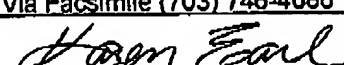


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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/783,671	<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> <b>APR 14 2005</b>
	Filing Date	February 20, 2004	
	First Named Inventor	Walter K. Proniewicz	
	Art Unit	3736	
	Examiner Name	Winakur, Eric F	
Total Number of Pages in This Submission	15	Attorney Docket Number	64154-5006

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	JEFFER, MANGELS, BUTLER & MARMARO LLP		
Signature			
Printed name	George G. C. Tseng		
Date	4/14/05	Reg. No.	41,355

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: <b>Via Facsimile (703) 746-4060</b>			
Signature			
Typed or printed name	Karen Earl	Date	04/14/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Practitioner's Docket No. 64154-5006

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Walter K. Proniewicz, Dale E. Winther

Application No.: 10/783,671

Group No.: 3736

Filed: February 20, 2004

Examiner: Winakur, Eric F

For: NONINVASIVE MEASUREMENT SYSTEM

Mail Stop: Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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APR 14 2005

COMPLETION OF FILING REQUIREMENTS  
—NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed April 14, 2005.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

## DECLARATION OR OATH

II. Applicant submits that the executed Declaration PTO/SB/01 was mailed to the USPTO on September 21, 2004, as evidenced by copies of the Express Mail Certificate, and return receipt

## CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

## TRANSMISSION

☒ Facsimile transmitted to the Patent and Trademark Office, (703) 746-4060.

  
Signature

Date: April 14, 2005

Karen Earl

(Type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

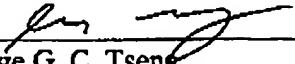
Completion of Filing Requirements--Nonprovisional Application--page 1 of 2

postcard attached herewith. Enclosed is a copy of this transmittal, which includes a copy of the original declaration for this application.

**III.** Applicant respectfully requests the issuance of an Updated Filing Receipt showing that the Declaration has been filed.

Respectfully submitted,

Date: April 14, 2005

  
\_\_\_\_\_  
George G. C. Tseng  
Registration No. 41,355  
JEFFER, MANGELS, BUTLER & MARMARO LLP  
1900 Avenue of the Stars  
Seventh Floor  
Los Angeles, CA 90067  
310-203-8080  
Customer No. 24574

GCT/ke1  
Enclosures



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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P.O. Box 1450  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,671	02/20/2004	Walter K. Proniewicz	64154-5006

24574

JEFFER, MANGELS, BUTLER & MARMARO, LLP  
1900 AVENUE OF THE STARS, 7TH FLOOR  
LOS ANGELES, CA 90067

CONFIRMATION NO. 7285

## FORMALITIES LETTER



\*OC000000015668144\*

Date Mailed: 04/06/2005

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

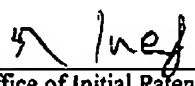
*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.  
Note: If a petition under 37 CFR 1.47 is being filed, an oath or declaration in compliance with 37 CFR 1.63 signed by all available joint inventors, or if no inventor is available by a party with sufficient proprietary interest, is required.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



  
Office of Initial Patent Examination (703) 308-1202

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64154-50

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<b>Weight</b> 5.2	<b>68th Day</b> <input type="checkbox"/>	<b>68th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>69th Day</b> <input type="checkbox"/>	<b>69th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>70th Day</b> <input type="checkbox"/>	<b>70th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>71st Day</b> <input type="checkbox"/>	<b>71st Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>72nd Day</b> <input type="checkbox"/>	<b>72nd Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>73rd Day</b> <input type="checkbox"/>	<b>73rd Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>74th Day</b> <input type="checkbox"/>	<b>74th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>75th Day</b> <input type="checkbox"/>	<b>75th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>76th Day</b> <input type="checkbox"/>	<b>76th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>77th Day</b> <input type="checkbox"/>	<b>77th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>78th Day</b> <input type="checkbox"/>	<b>78th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>79th Day</b> <input type="checkbox"/>	<b>79th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>80th Day</b> <input type="checkbox"/>	<b>80th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>81st Day</b> <input type="checkbox"/>	<b>81st Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>82nd Day</b> <input type="checkbox"/>	<b>82nd Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>83rd Day</b> <input type="checkbox"/>	<b>83rd Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>84th Day</b> <input type="checkbox"/>	<b>84th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>85th Day</b> <input type="checkbox"/>	<b>85th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>86th Day</b> <input type="checkbox"/>	<b>86th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>87th Day</b> <input type="checkbox"/>	<b>87th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>88th Day</b> <input type="checkbox"/>	<b>88th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>89th Day</b> <input type="checkbox"/>	<b>89th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>90th Day</b> <input type="checkbox"/>	<b>90th Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>91st Day</b> <input type="checkbox"/>	<b>91st Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>Weight</b> 5.2	<b>92nd Day</b> <input type="checkbox"/>	<b>92nd Day</b> <input type="checkbox"/>	<b>Delivery Date</b> Mo. Day	<b>Time</b> <input type="checkbox"/> AM

KEI

COPY

PATENT	
Serial/Patent No. <u>10/783,671</u>	File No. <u>64154-5006</u> Date Mailed <u>9/21/04</u> By: <u>GET/KEI</u>
Title: <u>Noninvasive measurement system</u>	
Client Name: <u>Q Step Technologies, Inc.</u>	
The Following, due <u>9/21/04</u> in the US Patent and Trademark Office, was received in the Patent and Trademark Office on the date stamped hereon:	
<input type="checkbox"/> Amendment/Response <input type="checkbox"/> Application for Patent including <u>      </u> Pages of Spec.; No. of Claims <u>      </u> <input type="checkbox"/> Drawings: # of Sheets <u>      </u> <u>      </u> Formal <u>      </u> Informal <input checked="" type="checkbox"/> Declaration, Affidavit or Oath, Power of Attorney <input type="checkbox"/> Assignment w/PTO Form 1595 <input type="checkbox"/> Verified Statement <input type="checkbox"/> Form 1082 - New Appln. Transmittal (duplicate) <input type="checkbox"/> Petition for Extension of Time <input type="checkbox"/> Check No. <u>      </u> for \$ <u>      </u> <input type="checkbox"/> Check No. <u>      </u> for \$ <u>      </u> <input type="checkbox"/> Check No. <u>      </u> for \$ <u>      </u> <input checked="" type="checkbox"/> Client's credit card \$ <u>65.00</u>	<input checked="" type="checkbox"/> Transmittal Letter - <u>Completion of Filing</u> <input type="checkbox"/> Issue Fee Transmittal (duplicate) <input type="checkbox"/> Maintenance Fee Transmittal <input type="checkbox"/> Letter Re <u>      </u> <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Priority: <u>      </u> <input type="checkbox"/> Certified Copy: # <u>      </u> of Docs. <input type="checkbox"/> Information Disclosure Statement w/ <u>      </u> cited references <input checked="" type="checkbox"/> Express Mail No. <u>EVA7283227845</u> <input checked="" type="checkbox"/> Certificate of Mailing <input checked="" type="checkbox"/> Request for Corrected Filing <input type="checkbox"/> Receipt

**COPY**

Practitioner's Docket No. 64154-5006

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Walter K. Proniewicz, Dale E. Winther

Application No.: 10/783.671

Group No.: 3736

Filed: February 20, 2004

Examiner: Winakur, Eric F

For: NONINVASIVE MEASUREMENT SYSTEM

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**COMPLETION OF FILING REQUIREMENTS  
—NONPROVISIONAL APPLICATION**

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed July 21, 2004.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

**DECLARATION OR OATH**

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

☒ as "Express Mail Post Office to Addressee"  
Mailing Label No. EV272832278US (mandatory)

**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

  
SignatureDate: September 21, 2004

Karen Earl

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Completion of Filing Requirements—Nonprovisional Application--page 1 of 3

**COPY**

Attached is a Statement by a registered attorney that the application filed in the PTO is the application that the inventor executed by signing the declaration.

**SMALL ENTITY STATUS**

III. An assertion that this filing is by a small entity was filed on February 20, 2004 (original).

**COMPLETION FEES****IV.**

1. Surcharge Fees	
Late payment of filing fee	
and/or late filing of original	
declaration or oath	
(37 C.F.R. § 1.16(e))	\$65.00
 Total Completion Fees	 \$65.00

**EXTENSION OF TIME**

V. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**TOTAL FEE DUE****VI. The total fee due is:**

Completion fees	\$65.00
Extension fee (if any)	\$0.00
 Total Fee Due	 \$65.00



**COPY****PAYMENT OF FEES**

**VII.** Authorization is hereby made to charge the amount of \$65.00 to Credit card as shown on the attached credit card information authorization form PTO-2038.

If any additional fees are due in this matter, please charge our Deposit Account No. 10-0440.

Date: \_\_\_\_\_

9/21/04

Respectfully submitted,



George G. C. Tseng  
Registration No. 41,355  
JEFFER, MANGELS, BUTLER & MARMARO  
LLP  
1900 Avenue of the Stars  
Seventh Floor  
Los Angeles, CA 90067  
310-203-8080  
Customer No. 24574

**COPY****Practitioner's Docket No. 64154-5006****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Walter K. Proniewicz, Dale E. Winther

Application No.: 10/783,671

Group No.: 3736

Filed: 02/20/2004

Examiner: Winakur, Eric F

For: NONINVASIVE MEASUREMENT SYSTEM

**Commissioner for Patents****P.O. Box 1450****Alexandria, VA 22313-1450****STATEMENT BY PRACTITIONER THAT APPLICATION FILED IN PTO  
IS THE ONE INVENTORS EXECUTED BY SIGNING DECLARATION**

I,

George G. C. Tseng  
1900 Avenue of the Stars  
Seventh Floor  
Los Angeles, CA 90067  
Reg. No. 41,355  
Tel. No. 310-203-8080

state I am the registered practitioner for this application and the application identified above is the application that the inventor(s) executed by signing the declaration that is being submitted herewith.

  
**SIGNATURE OF PRACTITIONER**

Customer No.: 24574

**COPY****UNITED STATES PATENT AND TRADEMARK OFFICE**

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,671	02/20/2004	Walter K. Proniewicz	64154-5006

**CONFIRMATION NO. 7285**

24574

JEFFER, MANGELS, BUTLER & MARMARO, LLP  
1900 AVENUE OF THE STARS, 7TH FLOOR  
LOS ANGELES, CA 90067

**FORMALITIES LETTER**

\*OC00000013297380\*

Date Mailed: 07/21/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)*****Filing Date Granted*****Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.12(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

**COPY**

M-WAILE

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE